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| 1 | R. DUANE FRIZELL, ESQ. Nevada Bar No. 9807 |
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| 5 | Attorneys for Plaintiffs |
| 6 | UNITED STATES DISTRICT COURT |
| 7 | DISTRICT OF NEVADA |
| 8 | ZIPLINK, INC., a Delaware § Corporation; ZACHS FAMILY § CASE NO: 2:08-cv-01670-LDG-LRL |
| 9 | LIMITED PARTNERSHIP NUMBER § ONE, a Connecticut Partnership; and § |
| 10 | HENRY M. ZACHS, |
| 11 | ZIPLINK, INC., a Delaware Corporation; ZACHS FAMILY LIMITED PARTNERSHIP NUMBER ONE, a Connecticut Partnership; and HENRY M. ZACHS, Plaintiffs, vs. ZIPLINK, INC., a Nevada Corporation; D.R. ENTERTAINMENT INVESTMENTS, INC., a Nevada Corporation; D.R. ENTERTAINMENT GROUP, LLC, a Nevada Limited Liability Company; STANDARD TRANSFER & TRUST CO. INC., a Nevada Corporation; DWIGHT CHORNOMUD; JOHN JARVIS; HOSSEIN MAHDAVI; ROBERT SUSNAR: DOE |
| 12 | ZIPLINK, INC., a Nevada § |
| 13 | Corporation; D.R. § ENTERTAINMENT INVESTMENTS, § |
| 14 | INC., a Nevada Corporation; D.R. § ENTERTAINMENT GROUP, LLC, a § |
| 15 | Nevada Limited Liability Company; \$ STANDARD TRANSFER & TRUST \$ |
| 16 | CO. INC., a Nevada Corporation; § DWIGHT CHORNOMUD; JOHN § |
| 17 | JARVIS; HOSSEIN MAHDAVI; § ROBERT SUSNAR: DOE § |
| 18 | DEFENDANTS 1 through 10; and § ROE CORPORATIONS 1 through 10, § |
| 19 | Defendants. |
| 20 | ORDER GRANTING APPLICATION FOR JUDGMENT DEBTOR EXAMINATION OF |
| 21 | STANDARD TRANSFER & TRUST CO. INC. |
| 22 | Upon the Application for Judgment Debtor Examination of STANDARD TRANSFER & |
| 23 | TRUST CO. INC., a Nevada Corporation, filed by Plaintiffs, ZIPLINK, INC., a Delaware |
| 24 | Corporation; ZACHS FAMILY LIMITED PARTNERSHIP NUMBER ONE, a Connecticut |
| 25 | Partnership; and HENRY M. ZACHS, ("Plaintiffs"), by and through their counsel of the law firm |
| 26 | of CALLISTER & FRIZELL, and the Court having considered said Application, and good cause |
| 27 | appearing therefor, |
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| 2 | IT IS HEREBY ORDERED, that STANDARD TRANSFER & TRUST CO. INC. |
| | ("STANDARD TRANSFER") shall have its person most knowledgeable appear and be examined |
| 3 | under oath at the law offices of CALLISTER & FRIZELL, 8275 S. Eastern Ave., Ste. 200, Las |
| 4 | Vegas, Nevada 89123, on October 4, 2011 at 10:00 a.m. on said day, at which time |
| 5 | STANDARD TRANSFER will produce any and all books, papers and records now in its |
| 6 | possession and/or control that evidence or indicate in any way any of the property, assets and/or |
| 7 | liabilities of Defendant, STANDARD TRANSFER & TRUST CO. INC. STANDARD |
| 8 | TRANSFER shall provide all documents of any kind evidencing any interest in real or personal |
| 9 | property or cash, including, but not limited to, all bank account statements, 401(k) account, IRA |
| 10 | (Roth), and/or other retirement account statements, stock account statements, capital account |
| 11 | statements, tax returns, K-1s, bank ledgers, checkbook ledgers, or other bank account records, life |
| 12 | insurance policies, stock certificates, documents evidencing membership or other ownership |
| 13 | interest in any limited liability companies or other interest, any operating agreements for entities in |
| 14 | which STANDARD TRANSFER has any ownership interest, payment stubs, rent receipts, |
| 15 | documents showing interest in real estate, contracts, notes or memoranda evidencing indebtedness |
| 16 | due, deeds of trust, grant deeds, liens, claims, complaints, decrees, as well as any trust documents |
| 17 | evidencing a beneficiary interest in a trust. Documents provided should include the time period of |
| 18 | January 1, 2008 to present; |
| 19 | IT IS FURTHER ORDERED that the failure by STANDARD TRANSFER to appear at |
| 20 | the above ordered examination will subject it to contempt of Court; |
| 21 | IT IS FURTHER ORDERED that STANDARD TRANSFER is forbidden from making |
| 22 | any transfer of its non-exempt property and from interfering therewith until further ordered; |
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Case 2:08-cv-01670-LDG-LRL Document 85 Filed 08/23/11 Page 3 of 3 IT IS FURTHER ORDERED that the costs associated with the examination, including the costs of service of process, the costs of a court reporter and the costs associated with a transcript, are approved as to necessity and propriety. IT IS SO ORDERED. Dated: August 23, 2011. UNITED STATES MAGISTRATE JUDGE CASE NO.: 2:08-cv-01670-LDG-LRL Submitted by: CALLISTER & FRIZELL By: R. DUANE FRIZELL, ESQ. Nevada Bar No. 009807 8275 S. Eastern Ave., Suite 200 Las Vegas, Nevada 89123 dfrizell@callisterfrizell.com Attorneys for Plaintiffs